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Applicant(s)	Michael J. Geile et al.
Serial No.	09/901,374
Filing Date	July 9, 2001
Group Art Unit	2684
Examiner Name	W. Cumming
Attorney Docket No.	100.070US26

**PETITION TO ACCEPT  
AN UNINTENTIONALLY  
DELAYED CLAIM FOR  
PRIORITY**

Title: DYNAMIC ALLOCATION OF TRANSMISSION BANDWIDTH IN A  
COMMUNICATION SYSTEM

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This petition is in response to a Notice of Non-Responsive Amendment dated July 13, 2002. Applicant hereby petitions to have their priority claim, as set forth below, accepted. When filing the present application on July 9, 2001 Applicant provided a signed Declaration/Power of Attorney indicating proper claim of priority under 35 U.S.C. §120 to US Application No. 08/384,659 (priority application '659) filed on February 6, 1995. In a cross reference to related cases paragraph on the first page of the present application Applicant unintentionally referred to priority application '659 as a related application instead of a continuation-in-part application priority application. As a result Applicant is submitting this petition to claim priority to application '659. Applicant unintentionally omitted a reference to priority application '659 and Applicant attests that the delay between the date the claim was due under 37 C.F.R. 1.78(a)(2) or (a)(5) and the date of this petition was unintentional. The following paragraph is the corrected cross-reference to related cases paragraph to be provided in the present application.

--This Application is a divisional application of U. S. Patent 6,279,158 (Application Serial No. 09/397,443), issued August 21, 2001 which is a divisional of U.S. Patent 6,334,219 (Application Serial No. 08/673,002) issued December 25, 2001 which is a continuation-in-part of U.S. Application Serial Nos. 08/650,408 filed 5/20/96 (abandoned), 08/457,295 filed 6/1/95 (abandoned), 08/384,659 filed 2/6/95 (abandoned), and 08/457,317 filed 6/1/95 (abandoned), which applications are incorporated by reference. This application is related to U.S. Application Serial Nos. 08/311,964 filed 9/26/94 (abandoned), 08/455,340 filed 5/31/95 (abandoned), 08/455,059 filed 5/31/95 (abandoned), 08/457,294

filed 6/1/95 (abandoned), 08/457,110 filed 6/1/95 (abandoned), 08/456,871 filed 6/1/95 (abandoned), 08/457,022 filed 6/1/95 (abandoned), and 08/457,037 filed 6/1/95 (abandoned), which applications are incorporated by reference.--

Applicant has enclosed a check for \$1,280.00 for acceptance of this unintentionally delayed claim for priority, as set forth in § 1.17(t). The Commission for Patents is hereby authorized to charge any additional fees or credit any overpayment, to Deposit Account No. 501373.

**Conclusion**

Applicant respectfully requests acknowledgement of the acceptance of this petition and corrected claim of priority. If the Examiner has any questions or concerns regarding this application, please contact the undersigned at (612) 312-2205.

Respectfully submitted,

Date: August 1, 2002

  
Laura A. Ryan  
Reg. No. 49,055

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**TRANSMITTAL  
FORM UNDER 37 C.F.R.  
§1.10  
(Large Entity)**

Title: DYNAMIC ALLOCATION OF TRANSMISSION BANDWIDTH IN A COMMUNICATION SYSTEM

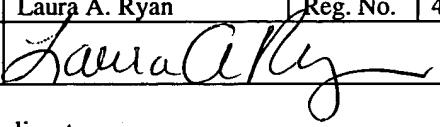
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Washington, D.C. 20231

**Enclosures**

The following documents are enclosed:

- Petition to Accept an Unintentionally Delayed Claim for Priority (2 pgs.).
- A check in the amount of \$1,280.00 for the Petition fee under §1.17(t).
- A return postcard.

Please charge any additional fees or credit any overpayments to Deposit Account No. 501373.

Submitted By					
Name	Laura A. Ryan	Reg. No.	49,055	Telephone	(612) 312-2200
Signature				Date	8/1/2002
<b>RECEIVED</b>					
AUG 05 2002					
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Attorneys for Applicant Fogg Slifer Polglaze Leffert & Jay, PA P.O. Box 581009 Minneapolis, MN 55458-1009 Tel: 612-312-2200 Fax: 612-312-2250 <b>Customer Number: 27073</b>					

**Certificate of Mailing**

Express Mail" mailing label number: EV075563645US Date of Deposit: August 1, 2002  
 These papers and fees are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and addressed to the Commissioner for Patents, Washington, D.C. 20231.

(LARGE ENTITY TRANSMITTAL UNDER 37 C.F.R. 1.10)